

LEGISLATIVE UPDATE

June 15, 2012

Meetings June 18 – June 22

Monday Committee Meetings

5:30 PM

House Education Committee, 643 LOB
SB 795 Excellent Public Schools Act

Tuesday Committee Meetings, TBD

Wednesday Committee Meetings

10:00 AM

House Judiciary Subcommittee A
HB 1002 Bill of Rights/Deaf/Hearing Impaired

Summary of Key Legislation and Additional Resources

Bills that made progress June 11 – June 15.

On Thursday, the House voted to override the Governor's veto of **HB 7 Community Colleges/Opt. Out of Fed'l Loan Program**. The Senate can be expected to also vote to override the veto. The Governor's veto message expresses concern about students not having access to the safest and least expensive method for borrowing money and would now be denied access to college. The veto override followed actions on local bills this week to allow individual community colleges – Isothermal Community College and Bladen Community College – to opt out of providing access to the William D. Ford Federal Direct Loan Program. These local bills, if passed would reach the maximum number of community colleges that could be opted out through local legislation. Local legislation will not be necessary, however, with the veto override. (Related bills: **HB 1049 Bladen Community College Fed. Loan Program** – Committee substitute received a favorable report in the House Education Committee, passed 2nd and 3rd reading in the House, passed 1st reading in the Senate, referred to the Senate Committee on State and Local Government; **SB 805 Isothermal Community College Fed. Loan Program** – Committee substitute received a favorable report in the House Committee on Education, passed 2nd and 3rd reading in the House, sent to the Senate for concurrence.)

A bill discussed in last week's legislative update, **HB 966 Teacher Prepayment and Salary/Pre-K Eligibility**, Ch. SL 2012-13, was signed by the Governor this week. This repeals the teacher prepayment prohibition passed in the 2011 Session. School districts should communicate this change with its teachers.

A bi-partisan bill from last session, **SB 724 An Act to Improve Public Education**, made its way through the House this week. In its current form, it implements a series of reforms: (1) provides requirements for teacher preparation programs related to reading, mathematics, and arts integration (the latter was an amendment and is based on the work on the Arts Education Commission); expands provision in school improvement plans related to strongly encouraging the use of EVAAS or a comparable system to now specify its use for placing students in courses such as Algebra I; (3) eliminates the need for a separately issued personal education plan if the student's school report card provides all the required information (amendment offered this week); (4) mandates creation of transition teams and transition plans for students at risk in order to assist them in transition between elementary and

middle and middle and high school years; (5) removes the expiration date (sunset) on the provision of “basis of knowledge” in G.S. 115C-107.7(c):

A local educational agency shall be deemed to have a 'basis of knowledge' that a child is a child with a disability if, prior to the behavior that precipitated the disciplinary action, the behavior and performance of the child clearly and convincingly establishes the need for special education. Prior disciplinary infractions shall not, standing alone, constitute clear and convincing evidence.”;

(6) requires the State Board of Education to study graduation requirements for students not planning to continue education beyond high school; (7) outlines the provisions of the Race to the Top initiatives and requires the State Board to report to Joint Education Oversight Committee on progress towards implementation. This bill will now go to the Senate for concurrence.

Another bill that is carried over from last session and was heard this week is **SB 707 School Violence Prevention Act**. It amends criminal laws and public school laws. In criminal laws, it (1) revises misdemeanor assault law to remove any civil or criminal liability for school personnel who take reasonable actions in good faith to stop an altercation between students; (2) expands computer-related crime definition of “profile” to include a web site user’s personal page; (3) amends cyber-bully law to clarify that the act is with the intent to intimidate or torment the minor and to change from making a statement that actually provokes to is likely to provoke a third party to stalk or harass a minor; (4) creates a new Class 2 misdemeanor for a student to intimidate or torment a school employee by acts such as building a fake profile or Website or posting real or doctored images of the school employee. Public school law changes include (1) adding a new law limiting probation officer visits during school hours; (2) limiting the obligation of the principal to report acts to law enforcement when the principal has personal knowledge or actual notice (by removing “reasonable belief” as an additional standard); (3) creating a new law to require supervisors of school employees to notify the principal of known assaults against the school employee and to prohibit school officials from intimidating or attempting to intimidate a school employee from reporting an assault by a student to law enforcement; and (4) requiring the transfer of a student convicted of cyber-bullying a school employee to another school with limited exceptions. The bill passed its second reading with the House on Thursday and is on the calendar for Monday night for its third reading.

The House also passed **HB 964 North Carolina Longitudinal Data System**. The original bill was recommended by the House Select Education Reform Committee to address the need for liability protection for private colleges to participate in developing a PreK-20 longitudinal data system. The bill has expanded to establish an oversight committee structure and a centralized director position. This week, the federal government announced that North Carolina has been awarded a grant to fund a plan for development of a PreK-20 longitudinal data system. Those working on the grant expressed concern that the legislation could conflict with the grant proposal. The bill now goes to the Senate.

HB 261 Intrastate Motor Carrier Markings was ratified this week. The primary purpose of the bill is to require similar markings on intrastate commercial vehicles as required on interstate commercial vehicles. School buses are exempt from such markings by federal law (49 C.F.R. Part 390). The Department of Public Instruction requested that an amendment be added to specifically exempt vehicles – such as school buses - from the state law that are also exempted from the federal law. The ratified bill includes this amendment.

Other bills that had moved this week –

HB 322 Haywood School Board Filing Fee – ratified, SL 2012-24

HB 1018 Yadkin Valley Career Academy – passed 2nd and 3rd reading in the House, passed 1st reading in the Senate, referred to the House Committee on State and Local Government

HB 1065 Use Moore County School Buses for 2012 US Open – ratified, SL 2012-27

HB 1071 Wake School Board Organizational Meeting – amendment adopted, passed 2nd and 3rd reading in the House, passed 1st reading in the Senate, referred to the Senate Committee on Education/Higher Education

HB 1085 State Health Plan/Statutory Changes – passed 2nd and 3rd reading in the House, engrossed, passed 1st reading in the Senate, referred to the Senate Committee on Insurance

HB 244 State Health Plan/Add Schools; Whistleblowers – received from the Senate for concurrence, referred to the House Committee on Insurance

SB 810 Regulatory Reform Act of 2012 – committee substitute received a favorable report in the House Committee on Commerce and Job Development.

On the Budget –

This week, the Senate rolled out its version of the budget, **HB 950 Modify Appropriations Act of 2011**. The Financial and Business Services Section of the Department of Public Instruction has a number of resources available that compare budgets and the impact of the budgets. Go to <http://www.ncpublicschools.org/fbs/> and you will find resources under the “What’s new section.” The bottom line differences in funds to public schools is as follows: Governor’s proposal ~ \$8,006,375,540; House Budget ~ \$7,692,234,560; Senate Budget ~ \$7,478,264,218. The Senate also incorporated **Senate Bill 795 Excellent Public Schools Act** into the budget.

Very little was changed as it relates to public education as it made its way through appropriations on Tuesday and floor debates on Wednesday and Thursday before passing the budget. The House and Senate have appointed the conferees for the budget bill. Conferees likely will be working on the budget over the weekend. They are:

House

[Rep. Harold J. Brubaker](#), **Chair**

[Rep. Linda P. Johnson](#)

[Rep. James W. Crawford, Jr.](#)

[Rep. Nelson Dollar](#)

[Rep. Mitch Gillespie](#)

[Rep. David R. Lewis](#)

Senate

[Sen. Richard Stevens](#), **Chair**

[Sen. Neal Hunt](#)

[Sen. Peter S. Brunstetter](#)

[Sen. Bob Rucho](#)

[Sen. Harry Brown](#)

The State Board’s position has been that significant education policy should wait until the long session for deliberation. The goal should be to create bi-partisan legislation that has input and acceptance from a wide range of constituent organizations. In regard to funding, the top priority is to address the shortfall of funding school districts face with the LEA discretionary cut and the loss of the temporary federal funding for state positions. You are encouraged to let your legislators know how the budget – funding and policy – will affect your community.

What to look for next week –

The main issue next week will be the progress on the budget. In addition, the House Education Committee will take up **Senate Bill 795 Excellent Public Schools Act** on Monday at 5:30. It is listed as for discussion only and that no votes will be taken. Another bill affecting public education is **HB 1002 Bill of Rights/Deaf/Hearing Impaired**. This is scheduled on Wednesday to be heard in Judiciary Subcommittee A. The bill sets up additional rights and processes for children with hearing impairments. The Department of Public Instruction has held meetings with a range of organizations that have concerns about this bill.

Listing of Bills with Impact on Students and Public Schools
(bills in **BOLD** had action this week)

HOUSE BILLS

HB 7 Community Colleges/Opt. Out of Fed'l Loan Program (Ingle, Cleveland, McCormick)

An Act to provide that constituent institutions of the North Carolina Community College System may opt out of participation in the William D. Ford Federal Direct Loan Program.

6/14/2012 Veto overridden in the House

6/14/2012 Received in the Senate, placed on the calendar for 6/18/2012

HB 177 Environmental Technical Corrections 2011 (Samuelson, McElraft)

An Act to make clarifying, conforming, and technical amendments to various laws related to the environment and natural resources.

6/7/2012 Committee substitute received a favorable report in the Senate Commerce Committee, committee substitute adopted

HB 244 State Health Plan/Add Schools; Whistleblowers (Murry)

An Act to authorize Sterling Montessori Academy and charter school, the Casa Esperanza Montessori Charter School, and Kestrel Heights School to elect to participate in the State Health Plan for Teachers and State Employees and to provide protections for whistle-blowers alleging fraud or other misconduct related to the State Health Plan.

6/11/2012 Received in the House for concurrence, referred to the House Committee on Insurance.

HB 261 Intrastate Motor Carrier Markings (McComas)

An Act to require intrastate motor carriers to be marked.

6/13/2012 Ratified

HB 322 Haywood School Board Filing Period (Rapp, Haire)

An Act to allow the Haywood County Board of Elections to extend the filing period if no person files for a seat on the Haywood County Board of Education.

6/12/2012 Ratified, Ch. SL 2012-24

HB 451DWLR Penalties Increased/Vehicle Seizures (Starnes)

An Act to increase the penalties for driving while license revoked by setting minimum fines for the initial and subsequent convictions and by providing for the seizure and forfeiture of the vehicle being operated by a driver whose license or driving privileges are revoked if the driver has two prior convictions for driving while license revoked and it is the third such offense in a ten-year period.

6/7/2012 Committee substitute received a favorable from the Judiciary II Committee, committee substitute adopted, re-referred to the Committee on Appropriations/Base Budget

HB 503 Nutrition Standards/All Foods Sold At School (Insko, LaRoque)

An Act directing the State Board Of Education to adopt rules for other food sale operations on the school campus and to require charter schools participating in the national school lunch program and local boards of education to implement these rules by the 2012-2013 school year.

6/5/2012 - Senate committee substitute failed concurrence in the House, a conference committee was appointed

HB 946 (SB 871) Restore Funding for Teaching Fellows Program (McLawhorn, Lucas, Bell, Tolson)

An Act to restore funding for the Teaching Fellows Program.

- This would appropriate \$3,475,000 to restore funding.

5/17/2012 Referred to the House Committee on Appropriations.

HB 950 Modify Appropriations Act of 2011 (Brubaker)

An Act to modify the current operations and capital improvements appropriations act of 2011 and for other purposes.

6/13/2012 Passed 2nd reading in the Senate

6/14/2012 Passed 3rd reading in the Senate

6/14/2012 Failed concurrence in the House, conference committee appointed for the House and the Senate

HB 964 No Liability for Private Schools (Blackwell, Holloway, Johnson, Jordan)

An Act to provide that private colleges and universities, -nonpublic schools, and the North Carolina Independent Colleges and Universities are not liable for a breach of confidentiality caused by the act or omission of a state agency, local school administrative unit, community college, or constituent institution of the University Of North Carolina, as recommended by the [House Select Committee on Education Reform](#).

- As explained in the committee report, this bill is intended to address liability concerns regarding sharing information as a part of the PreK to 20 Data System.

6/13/2012 Passed 2nd and 3rd reading in the House, ordered engrossed

6/14/2012 Passed 1st reading in the Senate, referred to the Senate Committee on Education/Higher Education

HB 965 Broaden Successful AP Participation (Blackwell, Holloway, Johnson, Jordan)

An Act to broaden successful participation by students in advanced placement courses and to create performance incentives for schools and teachers for student excellence in advanced placement courses, as recommended by the [House Select Committee on Education Reform](#).

- The committee report identifies the cost for implementation at \$11,660,921.

5/23/2012 Committee substitute received a favorable report in the House Education Committee, re-referred to the House Appropriations Education Subcommittee

HB 966 Repeal Prohibition on Teacher Prepayment (Holloway, Johnson, Blackwell, Hilton) (See also companion bill, SB 823)

An Act to repeal the prohibition on teacher prepayment provision in the School and Teacher Paperwork Reduction Act of 2011, as recommended by the [Joint Legislative Education Oversight Committee](#).

- This would repeal section 5 of SL 2011-379 (H720). The repeal would return salary payment requirements in G.S. 115C-302.1(b) to language existing prior to the 2011 Session

6/11/2012 Signed by the Governor, Ch. SL 2012-13

HB 967 Yadkin Valley Career Academy Funding (Dockham)

An Act to provide funding for the Yadkin Valley Regional Career Academy.

- This would appropriate \$307,650 for a school run by Davidson County Schools, Lexington City Schools and Thomasville City Schools.

5/17/2012 Referred to the House Committee on Appropriations.

HB 974 Eliminate Student Cost Reduced-Price Breakfast (LaRoque, Sanderson)

An Act to appropriate funds to the Department of Public Instruction for the Child Nutrition Program to eliminate the student cost for reduced-price breakfast in order to increase breakfast participation, as recommended by the [House Select Committee on Childhood Obesity](#).

- This would appropriate \$1,700,000 to supplement federal child nutrition funds.

5/17/2012 Referred to the House Committee on Appropriations.

HB 976 Task Force & Work Group on PE and Fitness (LaRoque, Sanderson)

An Act to establish the Task Force on Physical Education and Physical Activity in Schools and to direct the State Board of Education to coordinate a work group to examine the current status of data collection from fitness testing conducted in kindergarten through eighth grade, as recommended by the [House Select Committee on Childhood Obesity](#).

5/17/2012 Referred to the House Committee on Education.

[HB 977 School Mealtime](#) (LaRoque, Sanderson)

An Act to direct the State Board of Education and the Department of Public Instruction to determine optimal seat time for students eating meals in public schools and to explore mealtime options, as recommended by the [House Select Committee on Childhood Obesity](#).

5/17/2012 Referred to the House Committee on Education

[HB 978 Funds for Child Nutrition](#) (LaRoque, Sanderson)

An Act to appropriate funds to the Department of Public Instruction for the Child Nutrition Program to assist child nutrition programs in meeting nutrition standards, as recommended by the [House Select Committee on Childhood Obesity](#).

- This would appropriate \$20,000,000.

5/17/2012 Referred to the House Appropriations Subcommittee on Education

[HB 984 Restore Funding to NCCAT](#) (Rapp)

An Act to restore funding for the North Carolina Center for the Advancement of Teaching.

- This would appropriate \$3,000,000.

5/17/2012 Referred to the House Committee on Appropriations.

[HB 985 Driver Education Fee Paid When Getting Permit](#) (Gillespie)

An Act to collect a fee for Driver Education when applying for a limited learner's permit.

- This bill would add a new \$15 fee for all learner's permits and an additional \$45 fee to be credited to the costs of the driver education program provided through the public schools. This would seem to be an alternative approach to charging students at the time the time that they take the course.

5/21/2012 Passed 1st Reading, referred to the House Committee on Finance

[HB 995 Tax Adjustment Plan](#) (Owens)

An Act to increase the sales tax by a penny, reduce the corporate income tax rate by one percent, increase the personal exemption for personal income tax, give state employees and teachers a two percent pay raise, and provide additional funds for education.

5/21/2012- Passed 1st reading, referred to the House Committee on Finance, if favorable, Appropriations

[HB 998 Funds to Reduce Class Size in K-3](#) (Glazier, M. Alexander, Gill, Rapp)

An Act to appropriate funds to reduce class size in kindergarten through third grade.

- This would appropriate \$92,885,877.

5/21/2012 Passed 1st reading, referred to the House Committee on Appropriations

[HB 999 Restore LEA Flexibility Adjustment Funding](#) (Glazier, Michaux, Rapp, McLawhorn)

An Act to restore public school flexibility adjustment funding.

- This would appropriate \$503,067,940 to remove the "negative reserve" - also referred to as the discretionary cut - that requires school districts to make budget cuts at the local level and return the funds to the state.

5/21/2012 Passed 1st reading, referred to the House Committee on Appropriations

[HB 1002 Bill of Rights/Deaf/Hearing Impaired](#) (Blackwell, Holloway, Jordan, Gill)

An Act establishing a bill of rights for children who are deaf or hearing impaired, as recommended by The House Select Committee on Education Reform.

- This would create additional rights and processes different from what already is provided in federal and state laws related to children with disabilities.

5/21/2012 Passed 1st reading, referred to the House Committee on Judiciary Subcommittee A.

[HB 1003 \(SB 842\) Child Nutrition Program Solvency and Support](#) (Howard)

An Act (1) to prohibit local school administrative units from assessing indirect costs to a Child Nutrition Program unless the program is financially solvent and (2) to appropriate funds to promote optimal pricing for child nutrition program foods and supplies, as recommended by [The Joint Legislative Program Evaluation Oversight Committee](#) based on recommendations from the Program Evaluation Division.

- This would appropriate \$80,000 to support the North Carolina Procurement Alliance.

6/5/2012 Received a favorable report in the House Committee on Health and Human Services and re-referred to Appropriations

[HJR 1004 Reform Workforce Development](#) (Howard)

A Joint Resolution expressing the opinion of the General Assembly that the local provision of Workforce Investment Act Services should be streamlined by realigning local workforce development areas with the boundaries of councils of governments established pursuant to G.S 160a-470, as recommended by the Program Evaluation Division and endorsed by the [Joint Legislative Program Evaluation Oversight Committee](#).

5/21/2012 Passed 1st reading, referred to the House Committee on Commerce and Job Development.

[HB 1018 Yadkin Valley Career Academy](#) (Dockham)

An Act to authorize approval of the Yadkin Valley Regional Career Academy as a Cooperative Innovative High School for the 2012-2013 school year.

5/22/2012 Passed 1st reading in the House, referred to the House Committee on Education.

[HB 1030 \(SB 877\) Accountability for Taxpayer Investment Act](#) (Blackwell, Avila, Hager)

An Act to require state agencies and certain non-state entities to develop, implement, and maintain information systems that provide uniform, program-level accountability information regarding the programs operated by those agencies, as recommended by the LRC Committee on Efficiencies in State Government.

5/22/2012 Passed 1st reading, referred to House Committee on Finance.

[HB 1031\(SB 878\) Smarter Gov. Business Intelligence Initiative](#) (Blackwell, Avila, Hager)

An Act to establish enterprise-wide business intelligence as a key component of all state governmental operations in order to maximize data integration and analytics, thereby yielding more efficient government and advancing innovation in North Carolina, as recommended by the Legislative Research Commission Study Committee on Efficiencies in State Government.

5/22/2012 Passed 1st reading, referred to the Committee on Commerce and Job Development.

[HB 1042 \(SB 879\) Establish Efficiency & Cost Savings Commission](#) (Blackwell, Avila, Hager, Crawford)

An Act to establish the Joint Legislative Efficiency And Cost Savings in State Government Study Commission, as recommended by the LRC Committee on Efficiencies in State Government.

5/23/2012 Passed 1st reading in the House, referred to the House Committee on Rules, Calendar, and Operations of the House.

[HB 1045 Salary Increase for School Employees](#) (Glazier, Rapp, McLawhorn, Carney)

An Act to increase the salaries of public school employees.

5/23/2012 Passed 1st reading in the House, referred to the House Committee on Appropriations.

[HB 1046 Funds for Student 2 Student Initiative](#) (Glazier, Hamilton, Martin, Lucas)

An Act to appropriate funds for the Student 2 Student Initiative.

5/23/2012 Passed 1st reading in the House, referred to the House Committee on Appropriations.

[HB 1049 Bladen Community College Fed. Loan Program](#) (Brisson)

An Act to provide that Bladen Community College may opt out of participation in the William D. Ford Federal Direct Loan Program.

6/12/2012 Committee substitute received a favorable report in the House Education Committee

6/13/2012 Passed 2nd and 3rd reading in the House

6/14/2012 Passed 1st reading in the Senate, referred to the Committee on State and Local Government

HB 1058 Reform Workforce Development (Howard)

An Act initiating reform of the Workforce Development Laws of North Carolina, modifying the composition of the North Carolina Commission on Workforce Development, and establishing the Joint Legislative Workforce Development System Reform Committee, as recommended by the Joint Legislative Program Evaluation Oversight Committee based on recommendations from the Program Evaluation Division.

5/23/2012 Passed 1st reading in the House, referred to the House Committee on Finance.

HB 1063 Excuse School Day for Johnston Co. School (Langdon)

An Act to give the Johnston County Board of Education additional flexibility with regard to instructional time lost at McGee's Crossroads Elementary School.

6/5/2012 Passed 2nd and 3rd reading in the Senate

6/6/2012 Ratified Ch. SL 2012-5

HB 1065 Use Moore School Buses for 2012 US Open (Boles, Hackney)

An Act to allow the Moore County Board of Education to (i) permit the use of public school buses to serve the transportation needs of the 2014 U.S. Open Golf Tournament and (ii) begin the 2013-2014 school year one week earlier.

6/12/2012 Ratified, Ch/ SL 2012-27

HB 1071 Wake County School Board Organizational Meeting (Gill, Ross, Murry, Jackson)

An Act to provide for the date for the organizational meeting of the Wake County Board of Education to be governed by general law.

6/11/2012 Passed 2nd and 3rd reading in the House

6/12/2012 Passed 1st reading in the Senate, referred to the Senate Committee on Education/Higher Education

HB 1074 Stop Waste, Fraud, and Abuse in Govt. Act. (Moffitt)

An Act to make changes to the statutes governing the Teachers' and State Employees' Retirement System, the Local Governmental Employees Retirement System, and the Disability Income Plan of North Carolina to enhance the operation of the medical board; to establish guidelines for fraud investigations that will enhance the Department of State Treasurer's capability to prevent and detect fraud, waste, and abuse; to create a rebuttable presumption of fraud in the average final compensation calculation; and to make it a Class 1 misdemeanor to fraudulently receive the retirement benefit of a deceased disability retiree at least two months after the retiree's death.

6/13/2012 Committee substitute received a favorable report in the House Committee on Finance, re-referred to Finance

HB 1085 State Health Plan/Statutory Changes (Dollar)

An Act to, for the State Health Plan for Teachers and State Employees, which covers retirees within the Retirement System, (1) amend the definition of "dependent child" in order to comply with the affordable care act, (2) limit enrollment without a qualifying event to the annual enrollment period, (3) repeal the optional program of long-term care benefits, and (4) make a clarifying change related to coinsurance.

6/12/2012 Passed 2nd and 3rd reading on the House

6/13/2012 Passed 1st reading in the Senate, referred to the Committee on Insurance

HB 1094 Continue Local Food Advisory Council (Bradley, Dixon)

An Act to rename the North Carolina Sustainable Local Food Advisory Council as the North Carolina local food advisory council and to extend the sunset on the law establishing the council, as recommended by the House Select Committee on Agricultural Regulations.

5/24/2012 Passed 1st reading, referred to the House Committee on Agriculture.

HB 1096 Simplify School Beverage Contract Bids (Sanderson, LaRoque)

An Act to save money by removing local school administrative units from the separate bid requirements for juice and water, as recommended by the House Select Committee on Childhood Obesity.

6/5/2012 Received a favorable report in the House Committee on Education, placed on House calendar for 6/5/2012, passed 2nd and 3rd reading in the House

6/6/2012 Received in the Senate, passed 1st reading, re-referred to the Education and Higher Education Committee

HB 1097 Fund Child Nutrition Salary & Benefit Costs Inc. (Sanderson, LaRoque)

An Act to appropriate funds to the Department Of Public Instruction to offset the cost of salary and benefit increases required by the state for child nutrition personnel in local school administrative units, as recommended by the House Select Committee on Childhood Obesity.

5/24/2012 Passed 1st reading in the House, referred to the House Committee on Appropriations Subcommittee on Health and Human Services.

HB 1098 Continue the Sustainable Local Food Advisory (Sanderson, LaRoque)

An Act to continue the work of the sustainable local food advisory council, as recommended by the House Select Committee on Childhood Obesity.

5/24/2012 Passed 1st reading, referred to the House Committee on Health and Human Services.

HB 1099 Support Procurement & Farm to School/Funds (Sanderson, LaRoque)

An Act to reduce child nutrition program food costs by encouraging participation in the North Carolina Procurement Alliance and by appropriating funds for administrative support for the procurement alliance; and to encourage use of the farm to school program and appropriate funds for child nutrition program equipment to encourage preparation and consumption of locally grown fruits and vegetables, as recommended by The House Select Committee On Childhood Obesity.

5/24/2012 Passed 1st reading, referred to the Committee on Agriculture, if favorable, Appropriations.

HB 1104 Scholarship Funding Corporate Tax Credit (Stam, Brisson, Hager, Brandon)

An Act to create a tax credit for corporations making donations to fund education scholarships.

5/24/2012 Passed 1st reading, referred to the House Committee on Education, if favorable, Finance.

HB 1112 (SB 874) Arts Education as a Graduation Requirement (Carney, Johnson, Glazier, Adams)

An Act directing the State Board Of Education to require one arts education credit for graduation from high school, as recommended by the Arts Education Commission.

5/24/2012 Passed 1st reading in the House, referred to the House Committee on Education, if favorable Appropriations.

HB 1113 Implementation of Comprehensive Arts Educ. (Carney, Johnson, Glazier, Adams)

An Act directing local school administrative units to implement a comprehensive arts education plan, as recommended by the Arts Education Commission.

5/24/2012 Passed 1st reading in the House, referred to the House Committee on Education, if favorable Appropriations.

HB 1119 LEAs Required to Enhance Arts Education (Johnson, Carney)

An Act directing local school administrative units and Public Schools in North Carolina to enhance their arts education programs, as recommended by the Arts Education Commission.

5/24/2012 Passed 1st reading in the House, referred to the House Committee on Education.

HB 1125 Teen Dating Violence Prevention Act (Horn)

An Act to provide for the education of North Carolina high school students about teen dating violence and abuse.

5/25/2012 Passed 1st reading, referred to the House Committee on Education.

HB 1126 Repeal Increase in Instructional Days (Horn)

An Act to repeal the law increasing the number of instructional days in the public schools.

5/25/2012 Passed 1st reading, referred to the Committee on Education

HB 1146 Make Disable Child Education Tax Credit Refundable (Stam, Randleman, Jones, Jordan)

An Act to make the individual income tax credit for children with disabilities who require special education refundable.

5/25/2012 Passed 1st reading in the House, referred to the Committee on Education if favorable, Finance

[HB 1151 Restore Funds/Early Child Care & Ed. Services](#) (Insko, Rapp, McLawhorn, Glazier)

An Act to restore funding to the Department Of Health And Human Services, Division Of Child Development and Early Education, for various programs affecting early childhood education and care.

5/29/2012 Passed 1st Reading, referred to the House Committee on Appropriations

[HB 1152 Cap on Charter Schools/Durham County](#) (Luebke, Hall, Michaux)

An Act to limit the number of Charter Schools located in Durham County.

5/30/2012 Passed 1st reading, referred to the House Committee on Education, if favorable, Finance

[HB 1153 Standards for Charter Schools Durham County](#) (Luebke, Michaux, Hall)

An Act to set standards for Charter Schools located in Durham County.

5/30/2012 Passed 1st reading, referred to the House Committee on Education, if favorable, Government

[HB 1183 Funds for NCCAT Teacher Leadership Initiative](#) (Haire)

An Act to appropriate funds for a Teacher Leadership Initiative operated by the North Carolina Center for the Advancement of Teaching.

5/30/2012 Passed 1st reading, referred to the House Committee on Education, if favorable, Appropriations

[HB 1186 Restore Budget Cuts/Add Temp. Sales Tax](#) (Faison, Hall)

An Act to provide for the restoration of personnel positions eliminated in the public schools, the University of North Carolina, the Community College System, and state government employment pursuant to the provisions of the 2011 Appropriations Act; to reduce program and service reductions in Medicaid and Health Choice; and to provide additional funding to the Highway Patrol and to the Savings Reserve Account, all in that order, by temporarily increasing the sales and use tax by seven-tenths of one percent until July 1, 2015.

5/30/2012 Passed 1st reading, referred to the House Committee on Commerce and Job Development, if favorable, Appropriations, if favorable, Finance

[HJR 1191 Resolution of Disapproval of Reorganization](#) (Cleveland)

A House Resolution specifically disapproving Executive Order No. 85, issued March 25, 2011, under provisions of the North Carolina Constitution granting either house of the General Assembly to do so, as the General Assembly 6/11/2012 Withdrawn from calendar, re-referred to the House Rules Committee

[HB 1212 Chatham Local Government Info/Minors](#) (Hackney)

An Act as to the county of Chatham to broaden the exception to the public records act for identifying information of minors participating in local government parks and recreation programs to include all local government programs, and also to protect e-mail addresses of minors in such programs.

6/7/2012 Committee substitute received a favorable report in the House Committee on Government, placed on House calendar for 6/11/2012

SENATE BILLS

[SB 416 School Buses/State Vehicles/Tires](#) (Harrington, Rabon, Forrester)

An Act providing that the state and local boards of education shall use the most cost-efficient tire retreads on and preserve critical tire information for state vehicles and school buses, respectively.

6/6/2012 Committee substitute changing the bill to [Amend Racial Justice Act](#) received a favorable report in the Judiciary B subcommittee, re-referred to the Judiciary Subcommittee B.

[SB 582 Authorize Indian Gaming/Revenue](#) (Apodaca, Davis, Nesbitt)

An Act to authorize additional Class III gaming on Indian lands pursuant to a Tribal-State Gaming Compact, to create the Indian Gaming Education Revenue Fund, and to appropriate funds.

- This would provide the necessary authorizing legislation for the First Amended & Restated Tribal State Compact entered into by Governor Perdue and the Eastern Band of Cherokee Indians.

6/5/2012 Passed 3rd reading in the House.

6/6/2012 Concurred in the House, ratified, presented to the Governor

6/6/2012 Signed by the Governor, Ch. SL 2012-6

SB 707 School Violence Prevention Act (Tucker)

An Act to enact the School Violence Prevention Act.

6/13/2012 Committee substitute received a favorable report in the House Judiciary Subcommittee B

6/14/2012 Passed 2nd reading in the House, calendared for 6/18/2012

SB 724 An Act to Improve Public Education (Stein, Tillman)

An Act to implement various education reforms.

6/12/2012 Committee substitute received a favorable report in the House Education Committee

6/13/2012 Passed 2nd reading in the House

6/14/2012 Two amendments adopted, passed 3rd reading in the Senate, ordered engrossed

6/14/2012 Received in the Senate for concurrence, placed on Senate calendar for 6/18/2012

SB 755 Ed. Employees Assn./Equal Access Act. (Tommy Tucker)

An Act to enact the equal access act.

6/5/2012 Committee substitute received a favorable report in the House Committee on Education, withdrawn from the House calendar, re-referred to the House Committee on Rules, Calendar and Operations.

SB 795 Excellent Public Schools Act (Apodaca, Berger, Tillman)

An Act to make changes to improve K-3 literacy; provide literacy volunteer leave time; assign school performance grades; maximize instructional time; adjust school calendar start and end dates; fund five additional instructional days within the existing school calendar; establish an NC Teacher Corps; strengthen teacher licensure requirements; provide proof of state-funded liability insurance; establish plans for pay for excellence; end tenure; and eliminate public financing for the Office Of Superintendent of Public Instruction.

- This extensive reform package was filed by President Pro Tempore Berger when the General Assembly returned during the interim for a special session on April 23. It is on the agenda for the Senate Education Committee on Education/Higher Education for Wednesday, May 23. It would appropriate the following: \$34,087,650 for early literacy and \$11,350,000 for additional five instructional days (\$1,200,000 for noninstructional support personnel and \$10,150,000 for transportation).

6/4/2012 Passed 3rd reading in the Senate, engrossed

6/5/2012 Received in the House, passed 1st reading, referred to the House Committee on Education, if favorable, Appropriations

SB 803 Retirement Administrative Changes (Stevens)

An Act to make changes to the administration of the state retirement systems.

6/6/2012 Committee substitute received a favorable report in the Senate Committee on Pensions & Retirement and Aging, committee substitute adopted

6/7/2012 Passed 2nd and 3rd reading in the Senate

6/7/2012 Received in the House, passed 1st reading and referred to the House Committee on State Personnel

SB 804 Retirement Technical Corrections (Stevens)

An Act to make technical and conforming changes to statutes affecting the state retirement systems.

6/6/2012 Received a favorable report in the Senate Committee on Pension & Retirement and Aging

6/7/2012 Passed 2nd and 3rd reading in the Senate

6/7/2012 Received in the House, passed 1st reading and referred to the House Committee on State Personnel

SB 805 Isothermal Community College Fed. Loan Program (Westmoreland)

An Act to provide that Coastal Carolina Community College and Isothermal Community College may opt out of participation in the William D. Ford Federal Direct Loan Program.

6/12/2012 Committee substitute received a favorable report in the House Education Committee

6/13/2012 Passed 2nd and 3rd reading in the House

6/14/2012 Received in the Senate for concurrence, referred to the Committee on Education/Higher Education

SB 810 Regulatory Reform Act of 2012 (Rouzer, Brown, Davis)

An Act to (1) reestablish the Joint Legislative Administrative Procedure Oversight Committee; (2) make various technical and clarifying changes to the Administrative Procedures Act; (3) extend the effective date for changes to final decision-making authority in certain contested cases; (4) limit the period during which records of unclaimed property must be maintained; (5) require agencies to give written notice before auditing or examining a business; (6) clarify that the discharge of waste into waters of the state does not include the release of air contaminants into the outdoor atmosphere; (7) authorize rather than require the commission for public health to adopt rules for the testing of water from new drinking water wells for certain volatile organic compounds; (8) direct the Department of Environment and Natural Resources to track and report on permit processing times; (9) delay the effective date for compliance with wading pool fencing requirements from July 1, 2012, to January 1, 2013; and (10) direct the Commission for Public Health to amend the rules governing the duration of permits for sanitary landfills and the period in which those permits are reviewed, as recommended by the Joint Regulatory Reform Committee.

- This legislation is followed for its impact on the Department of Public Instruction and rule-making requirements.

6/14/2012 Committee substitute received a favorable report in the House Committee on Commerce and Job Development, placed on House calendar for 6/18/2012.

SB 815 Reform Workforce Development (Hartsell)

An Act initiating reform of the workforce development laws of North Carolina, modifying the composition of the North Carolina Commission on Workforce Development, and establishing the Joint Legislative Workforce Development System Reform Committee, as recommended by the [Joint Legislative Program Evaluation Oversight Committee](#) based on recommendations from the Program Evaluation Division.

6/11/2012 Passed 2nd and 3rd reading in the Senate

6/11/2012 Passed 1st reading in the House, re-referred to the House Committee on Commerce and Job Development.

SB 823 Repeal Prohibition on Teacher Prepayment (Tillman, Preston, Soucek) (See also companion bill, H966)

An Act to repeal the prohibition on teacher prepayment provision in the School and Teacher Paperwork Reduction Act of 2011, as recommended by the [Joint Legislative Education Oversight Committee](#).

- This would repeal section 5 of SL 2011-379 (H720). The repeal would return salary payment requirements in G.S. 115C-302.1(b) to language existing prior to the 2011 Session.

5/21/2012 Passed 1st reading, referred to the Senate Committee on Education, if favorable, referred to the Appropriations/Base Budget Committee

SB 842 (HB 1003) Child Nutrition Program Solvency and Support (Hartsell)

An Act (1) to prohibit local school administrative units from assessing indirect costs to a Child Nutrition Program unless the program is financially solvent and (2) to appropriate funds to promote optimal pricing for child nutrition program foods and supplies, as recommended by [The Joint Legislative Program Evaluation Oversight Committee](#) based on recommendations from the Program Evaluation Division.

- This would appropriate \$80,000 to support the North Carolina Procurement Alliance.

5/22/2012 Passed 1st reading, referred to the Senate Committee on Health Care

SB 851 Board and Commission Efficiency Act of 2012 (Brown, Rouzer, Soucek)

An Act to improve the efficiency of state government by abolishing certain state boards, commissions, and committees, reorganizing the membership of some state boards, commissions, and committees, and making conforming changes, as recommended by the Joint Regulatory Reform Committee.

6/6/2012 Committee substitute received a favorable report in the Senate Program Evaluation Committee, committee substitute adopted

6/6/2012 Re-referred to the Senate Committee on Finance

SB 871 (HB 946) Restore Funding for Teaching Fellows Program (Purcell)

An Act to restore funding for the Teaching Fellows Program.

- This would appropriate \$3,475,000 to restore funding.

5/23/2012 Passed 1st reading, referred to the Senate Committee on Rules and Operations of the Senate

[SB 874 \(HB 1112\) Arts Education as a Graduation Requirement](#) (Brunstetter)

An Act directing the State Board Of Education to require one arts education credit for graduation from high school, as recommended by the Arts Education Commission.

5/23/2012 Passed 1st reading, referred to the Senate Committee on Education/Higher Education

[SB 877 \(HB 1030\) Accountability for Taxpayer Investment Act](#) (Hise, Soucek)

An Act to require state agencies and certain non-state entities to develop, implement, and maintain information systems that provide uniform, program-level accountability information regarding the programs operated by those agencies, as recommended by the LRC Committee on Efficiencies in State Government.

5/24/2012 Passed 1st reading, referred to the Senate Committee on Program Evaluation

[SB 878 \(HB 1031\) Smarter Gov. Business Intelligence Initiative](#) (Hise, Soucek, Brock)

An Act to establish enterprise-wide business intelligence as a key component of all state governmental operations in order to maximize data integration and analytics, thereby yielding more efficient government and advancing innovation in North Carolina, as recommended by the Legislative Research Commission Study Committee on Efficiencies in State Government.

5/24/2012 Passed 1st reading, referred to the Senate Committee on Program Evaluation

[SB 879 \(HB 1042\) Establish Efficiency & Cost Savings Commission](#) (Hise, Soucek)

An Act to establish the Joint Legislative Efficiency And Cost Savings in State Government Study Commission, as recommended by the LRC Committee on Efficiencies in State Government.

5/24/2012 Passed 1st reading, referred to the Senate Committee on Program Evaluation

[SB 898 Bear Grass School Property Conveyance](#) (Jenkins)

An Act to require the Martin County Board Of Education to convey the Bear Grass School property to the Town of Bear Grass on a lease-to-purchase basis for specified consideration.

5/29/2012 Passed 1st reading in the Senate, referred to the Committee on State and Local Government

[SB 920 Increase Replacement Clyde/School Buses](#) (Tucker)

An Act to increase the replacement cycle on school buses and to reduce state expenditures for school buses accordingly.

5/30/2012 Passed 1st reading, referred to the Senate Education/Higher Education Committee.

[SB 924 Handgun on Ed. Property/Limited Exception](#) (Goolsby)

An Act to provide that a person who has a concealed handgun permit may carry a handgun on educational property that is the location of both a school and a place of worship during the regularly scheduled hours of worship, provided those hours do not coincide with the operating hours of the school.

5/30/2012 Passed 1st reading, referred to the House Committee on Rules

[SB 928 Repeal/Streamline DPI Reporting Requirements](#) (Tucker)

An Act to streamline public school reporting requirements.

5/30/2012 Held as filed

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